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06                   UNITED STATES DISTRICT COURT  
07                   WESTERN DISTRICT OF WASHINGTON  
08                   AT SEATTLE

09       UNITED STATES OF AMERICA,                   )  
10    )     CASE NO. CR20-094 RSM  
11       Plaintiff,                                      )  
12    )  
13       v.    )  
14       BALDEMAR MARTINEZ-RICO,                    )  
15    )  
16       Defendant.                                      )  
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20    )  
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Offense charged:     Conspiracy to Distribute Controlled Substances

Date of Detention Hearing:   August 24, 2020.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1.     Defendant has been charged with a drug offense, the maximum penalty of which

01 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to  
02 both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

03       2.     Defendant is a native and citizen of Mexico, and all of his family lives in Mexico  
04 including parents, siblings, and his children. He is reportedly building a house in Mexico.  
05 Defendant's only connection to this District is reported employment as a mover. He has been  
06 deported from the United States on two occasions and lacks legal status. His place of residence  
07 in this area was of short duration.

08       3.     Taken as a whole, the record does not effectively rebut the presumption that no  
09 condition or combination of conditions will reasonably assure the appearance of the defendant  
10 as required and the safety of the community.

11 It is therefore ORDERED:

- 12       1. Defendant shall be detained pending trial and committed to the custody of the Attorney  
13              General for confinement in a correction facility separate, to the extent practicable, from  
14              persons awaiting or serving sentences or being held in custody pending appeal;
- 15       2. Defendant shall be afforded reasonable opportunity for private consultation with  
16              counsel;
- 17       3. On order of the United States or on request of an attorney for the Government, the person  
18              in charge of the corrections facility in which defendant is confined shall deliver the  
19              defendant to a United States Marshal for the purpose of an appearance in connection  
20              with a court proceeding; and
- 21       4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
22              for the defendant, to the United States Marshal, and to the United State Pretrial Services

Officer.

DATED this 24th day of August, 2020.

Maeve Gleeson

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Mary Alice Theiler  
United States Magistrate Judge